(g) No decision has been made regarding the transfer.

Mr. E. Ikkanda Warriar.—Will there not be difficulty to find additional accomodation in Ernakulam for locating the office?

Mr. President.—That is why no decision has been made.

Jails—mark system—reasons for not following.

313. Mr. K. M. Kunhi Moideen.—Will the Government state the reasons why the mark system obtained in British Indian Jails is not followed here?

Mr. T. S. Narayana Ayyar.—The mark system was in vogue in our Central Jail prior to 1096, but when the Jail Rules were revised, the present remission system was introduced in lieu of the mark system. By the mark system the prisoners were given one mark for good conduct per day irrespective of holidays or working days. They were also given one mark for every day's work, provided they worked satisfactorily; they will get these marks only on working days. Thus on an average a prisoner might be getting 50 marks in a month. For 24 marks thus earned the prisoner was getting a day's remission.

It is understood that the present remission system is adopted in the Madras Presidency also and that the mark system is not now in vogue there.

Mr. K. M. Kunhi Moideen.—May I know, Sir, whether every class of prisoners irrespective of their term of imprisonment obtain the benefit of this remission?

Mr. T. S. Narayana Ayyar.—Under the present remission rules the prisoners who are convicted and who are undergoing sentence of less than one year are not entitled to any remission.

Mr. K. M. Ibrahim.—Will the Hon'ble Member inform the House whether the remission he refers to in his answer as prevalent in Madras does not apply to those serving a term of less than one year?

Mr. T. S. Narayana Ayyar.—The jail rules here are somewhat different with regard to remission.

Mr. K. M. Ibrahim.—Am I to take it, Sir, that the practice of giving remission to prisoners who undergo imprisonment for less than one year is prevalent in Madras?

Mr. T. S. Narayana Ayyar.—The principles of remission are the same, except that there is some slight difference in

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the case of one class of prisoners who are sentenced to a particular term.

Mr. K. M. Ibrahim.—The Hon'ble Member is dilating. My question is whether the Government have any information as to whether the prisoners undergoing imprisonment for less than one year have got any kind of remission?

Mr. T. S. Narayana Ayyar.—They have.

Mr. K. M. Ibrahim.—Here, we are not entitled?

Mr. T. S. Narayana Ayyar.—No, under our rules.

Mr. K. M. Ibrahim.—May I know why this rule of remission was not introduced here, inasmuch as the basis of our rules is the British Indian rule?

Mr. T. S. Narayana Ayyar.—The existing rule here provides only for remission in the case of prisoners sentenced to one year or more.

Mr. K. M. Ibrahim.—Will the Hon'ble Member at least give us an assurance that an amendment to the jail rules will be made accordingly?

Mr. T. S. Narayana Ayyar.—No assurance can be given. If it is found expedient it will be made.

Mr. K. M. Kunhi Moideen.—Do they propose to amend the Jail Rules?

Mr. T. S. Narayana Ayyar.—There is no proposal at present.

Mr. A. Eachara Menon.—Will the Government be pleased to consider about it?

Mr. T. S. Narayana Ayyar.—If necessity arises it will be considered.

Mr. K. M. Ibrahim.—Has not the necessity arisen? Inasmuch as the Secretary has submitted that we are following the British Indian system and in this particular case we are not following, is there not a prima facie case that we should adopt that system? What is the point in saying that if it is found expedient it will be done?

Mr. A. Eachara Menon.—Are there not prisoners now undergoing imprisonment for less than a year?

Mr. T. S. Narayana Ayyar.—Yes, there are. But the necessity for remission in their case has not been brought to the notice of the Government.

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Mr. K. M. Ibrahim.—Now that the necessity has been brought to the notice of the Government, will the Government at least consider the question of amending the Jail rules?

Mr. C. R. Iyyunni.—May I know, Sir, when the Jail rules were last revised?

Mr. T. S. Narayana Ayyar.—In 1096.

Mr. C. R. Iyyunni.—At the time when the revision was made here, what was the practice obtaining in Madras?

Mr. T. S. Narayana Ayyar—I want notice.

Mr. K. M. Ibrahim.—Does the Government consider that non-answering on a particular point is the sign of a responsible Government?

Factory Regulation—enactment of.

314. Mr. K. M. Ibrahim.— Adverting to the Government's statement, "We have returned the Bill to the District Magistrate in order to incorporate a few amendments which have been recently introduced by the Government of India" (Vide question 370, dated 2nd Meenam 1110), will they indicate the date when the Bill was so received by the District Magistrate and the date when the Government got it back in the amended form from the District Magistrate?

Mr. T. S. Narayana Ayyar.—The Bill was received by the District Magistrate on 5th February 1935. It was received back in the Huzur Secretariat on 30th July 1935.

Mr. K. M. Ibrahim.—Sir, will the Hon'ble Member inform the House why for the incorporation of a few amendments only in the Factory Bill the District Magistrate took full six months?

Mr. T. S. Narayana Ayyar.—No enquiry has been conducted in that direction.

Mr. K. M. Ibrahim.—Does not the Government consider that this period is rather too unconscionable—6 months to incorporate a few amendments by a responsible officer?

Mr. T. S. Narayana Ayyar.—Government did not think it so. This is not the only work that the District Magistrate has to do.

Mr. K. M. Kunhi Moideen.—So, Government have all ready found an explanation for the delay.

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